

REMARKS/ARGUMENTS

Favorable reconsideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 1-26 and 29-30 are currently pending in the application. Claims 1, 10, 25-26 and 29-30 are amended by the present amendment. Support for the amended claims can be found in the original specification, claims and drawings.¹ No new matter is presented.

In the Office Action, Claims 1, 25 and 29 are rejected under 35 U.S.C. § 103(a) as unpatentable over Gerszberg et al. (U.S. Pat. 6,178,446, herein Gerszberg) in view of Paul et al. (U.S. Pub. 203/0172108, herein Paul) and Garcia et al. (U.S. Pat. 5,510,832, hereinafter Garcia); independent Claims 10, 26 and 30 are rejected under 35 U.S.C. § 103(a) as unpatentable over Gerszberg in view of Paul; and dependent Claims 2-9 and 11-24 are rejected under 35 U.S.C. § 103(a) as unpatentable over Gerszberg in view of Paul and Garcia in combination with one or more of Maritzen et al. (U.S. Pub. 2002/0026419, herein Maritzen), Leonard et al. (U.S. Pub. 2002/046109, herein Leonard), Giuliani et al. (U.S. Pat. 5,974,399, herein Giuliani), Pocock et al. (U.S. Pat. 5,014,125, herein Pocock), Holman et al. (U.S. Pat. 5,287,181, herein Holman), Von Kohorn et al. (U.S. Pat. 5,128,752, herein Von Kohorn), and Maeda et al. (U.S. Pub. 2003/0003431, herein Maeda).

In response to the above noted rejections under 35 U.S.C. § 103(a), Applicants respectfully submit that amended independent Claims 1, 10, 25-26 and 29-30 recite novel features clearly not taught or rendered obvious by the applied references.

Independent Claim 1, for example, is amended to recite an information processing apparatus comprising:

a transmitter configured to transmit request information continuously at a particular interval, the request information requesting related information related to ***a content in a broadcast program being received*** and including at least one of a ***title of the content*** or an author of the content;

¹ e.g., specification at Fig. 8-9 and pp. 36-37.

a receiver configured to receive the related information ***corresponding to the request information ...***

Independent Claims 10, 25, 26, 29 and 30, while directed to alternative embodiments, are amended to recite similar features. Accordingly, the remarks and arguments presented below are applicable to each of amended independent Claims 1, 10, 25, 26, 29 and 30.

In rebutting the previously presented arguments regarding the request information including a “title”, the “Response to Arguments” portion of the Office Action cites col. 9, ll. 15-18 and col. 9, ll. 35-38 of Gerszberg and asserts that this reference “discloses transmitting a request for additional information that includes a ‘message’ type’ [that is] the identity of the subscriber’s request that designates its function”. The Office Action then concludes that this “message type” is analogous to the claimed “title” because it fits the dictionary definition of being “a name; an appellation; a designation”.

Claim 1, however, is amended to specify that the request is for information relating to ***“a content in a broadcast program being received”***, and that the request includes “at least one of a title ***of the content*** or an author of the content”. Thus, Claim 1 clearly specifies that the “title” is a title ***of the content***, which is ***the content in the broadcast program being received***.

In contrast, and as characterized in the Office Action, the “message type” of Gerszberg merely identifies a function of the subscribers request and does not correspond to a ***title of content in a received broadcast program***, as claimed.

Further, Paul and Garcia are relied upon only to reject features directed to transmitting request information at a particular interval and storing and displaying the related information, and fail to remedy the above noted deficiencies of Gerszberg.

Therefore, the applied references, neither alone, nor in combination, teach or suggest an information processing apparatus that includes “a transmitter configured to transmit request information ... ***related information related to a content in a broadcast program***

being received and including at least one of a title or an author of the content”, as recited in amended independent Claim 1.

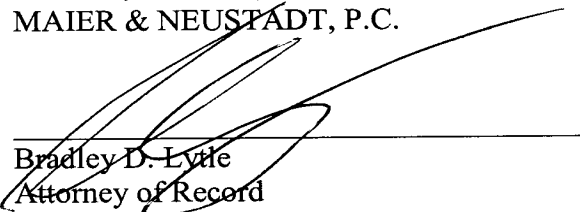
Accordingly, for at least the reasons discussed above, Applicants respectfully request that the rejection of Claim 1 under 35 U.S.C. § 103 be withdrawn. For substantially similar reasons it is also submitted that amended independent Claims 10, 25, 26, 29 and 30 patentably define over Gerszberg, Paul and Garcia.

Regarding the rejection of Claims 2-9 and 11-24 under 35 U.S.C. § 103(a) as unpatentable over Gerszberg in view of Paul and Garcia in combination with one of Maritzen, Leonard, Giuliani, Pocock, Holman, Von Kohorn, and Maeda, Applicants note that Claims 2-9 and 11-24 ultimately depend from independent Claims 1 and 10, and are believed to be patentable for at least the reasons discussed above. Further, Applicants respectfully submit that none of the applied tertiary references cure the above noted deficiencies of Gerszberg, Paul and Garcia. Accordingly, Applicants respectfully request that the rejection of Claims 2-9 and 11-24 under 35 U.S.C. § 103 be withdrawn.

Consequently, in view of the present amendment and in light of the foregoing comments, it is respectfully submitted that the invention defined by Claims 1-27 and 29-30 is patentably distinguishing over the applied references. The present application is therefore believed to be in condition for allowance and an early and favorable reconsideration of the application is therefore requested.

Respectfully submitted,

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